

AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21]

Notice of Intended Action

Twenty-five interested persons, a governmental subdivision, an agency or association of 25 or more persons may demand an oral presentation hereon as provided in Iowa Code section 17A.4(1)"b."

Notice is also given to the public that the Administrative Rules Review Committee may, on its own motion or on written request by any individual or group, review this proposed action under section 17A.8(6) at a regular or special meeting where the public or interested persons may be heard.

Pursuant to the authority of Iowa Code section 163.1, the Department of Agriculture and Land Stewardship gives Notice of Intended Action to amend Chapter 64, "Infectious and Contagious Diseases," Iowa Administrative Code.

The proposed amendments revise the standards for participation in the voluntary Chronic Wasting Disease program. The proposed amendments include moose in the program and update references. Animals in the program will no longer be identified with only a tattoo; animals will have to have two forms of official cervid identification.

Any interested person may make written suggestions or comments on the proposed amendments prior to 4:30 p.m. on September 17, 2008. Written material should be directed to Margaret Thomson, Department of Agriculture and Land Stewardship, Wallace State Office Building, 502 E. 9th Street, Des Moines, Iowa 50319. Comments may also be submitted by letter, by fax to (515)281-6236, or by E-mail to Margaret.Thomson@idals.state.ia.us.

These amendments are intended to implement Iowa Code chapter 163.

The following amendments are proposed.

ITEM 1. Amend rule **21—64.104(163)**, "Accredited veterinarian" "CWD susceptible Cervidae" "Official cervid identification" as follows:

"*Accredited veterinarian*" means a veterinarian approved by the deputy administrator of veterinary services, Animal and Plant Health Inspection Service (APHIS), United States Department of Agriculture (USDA), and the state veterinarian in accordance with Part 161 of Title 9, Chapter 1, of the Code of Federal Regulations, revised as of ~~January 1, 2000~~ July 21, 2006, to perform functions required by cooperative state/federal animal disease control and eradication programs.

"*CWD susceptible Cervidae*" means whitetail deer, blacktail deer, mule deer, red deer, elk, moose and related species and hybrids of these species.

"*Official cervid identification*" means one of the following:

1. A USDA-approved identification ear tag that conforms to the alphanumeric national uniform ear tagging system as defined in 9 CFR Part 71.1, Chapter 1, revised as of ~~January 1, 2000~~ July 21, 2006.

2. A plastic or other material tag that includes the official herd number issued by the USDA, and includes individual animal identification which is no more than five digits and is unique for each animal.

3. A legible tattoo which includes the official herd number issued by the USDA, and includes individual animal identification which is no more than five digits and is unique for each animal.

4. A plastic or other material tag which provides unique animal identification and is issued and approved by the North American Elk Breeders Association.

5. A plastic or other material tag which provides unique animal identification and is issued and approved by the North American Deer Farmers Association.

ITEM 2. Amend subrule 64.106(3) as follows:

64.106(3) Identification. All cervid animals must be identified with two forms of official identification. ~~Effective June 1, 2003, Cervid animals not identified with a tattoo must be identified with two forms~~ have a second visual form of official identification.